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Dated: July 28, 2009

Electronic Signature for William A. Di Bianca: /William A. Di Bianca/

**EXPEDITED PROCEDURE**

Group Art Unit: 3738

Docket No.: SPINE 3.0-437 CPCPCPCPCPCPCP II CON I

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	:
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Errico et al.	:
	:
Application No.: 10/784,645	: Group Art Unit: 3738
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	:
Filed: February 23, 2004	: Examiner: B. E.
	: Pellegrino
	:
	:
For: WEDGE PLATE INSERTER/IMPACTOR	:
AND RELATED METHODS FOR USE	
INIMPLANTING ANARTIFICIAL	
INTERVERTEBRAL DISC	

**AMENDMENT UNDER 37 CFR § 1.116**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

In response to the Office Action dated April 28, 2009, finally rejecting claims 14-16, please amend the above-identified U.S. patent application as follows: